



CITY OF HAYWARD
AGENDA REPORT

AGENDA DATE 01/06/04

AGENDA ITEM 2

WORK SESSION ITEM _____

TO: Mayor and City Council

FROM: City Clerk

SUBJECT: An Ordinance Amending Chapter 2, Article 8 of the Hayward Municipal Code by Adopting a Revised Hayward Public Works Contract Code

RECOMMENDATION:

It is recommended that the City Council adopt the attached Ordinance.

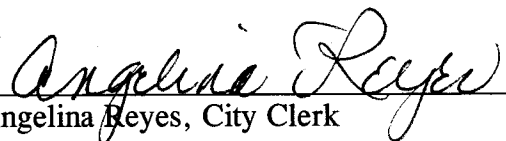
BACKGROUND:

The ordinance was introduced at the December 16, 2003, meeting of the City Council with the following vote:

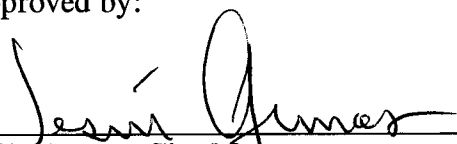
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|-----------------|-------------------------|----------------------------------|
| AYES: | Council Members: | Hilson, Rodriquez, Ward, Dowling |
| | Mayor: | Cooper |
| NOES: | Council Members: | None |
| ABSENT: | Council Members: | Jimenez, Henson |
| ABSTAIN: | Council Members: | None |

The ordinance was published in the Hayward Daily Review on December 27, 2003. Adoption at this time is therefore appropriate.

Prepared by:


Angelina Reyes, City Clerk

Approved by:


Jesus Armas, City Manager

Draft Ordinance

PUBLIC NOTICE OF AN INTRODUCTION OF AN ORDINANCE BY THE CITY
COUNCIL OF THE CITY OF HAYWARD

AN ORDINANCE AMENDING CHAPTER 2, ARTICLE 8 OF
THE HAYWARD MUNICIPAL CODE BY ADOPTING A
REVISED HAYWARD PUBLIC WORKS CONTRACT CODE

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Hayward hereby ordains as follows:

Section 1: Chapter 2, Article 8 of the Hayward Municipal Code is hereby amended by adopting a revised Public Works Contracts code, to read in full as follows:

“ARTICLE 8
“PUBLIC WORKS CONTRACTS

- 2-8.00 CONTRACTS FOR PUBLIC WORKS
- 2-8.01 NEW CONSTRUCTION OVER \$35,000
- 2-8.02 REVISION OF MINIMUM COST FOR COMPETITIVE BIDDING REQUIREMENTS
- 2-8.03 NOTICE INVITING BIDS
- 2-8.04 RECEIPT AND OPENING OF BIDS
- 2-8.05 BID SECURITY AND OTHER REQUIREMENTS
- 2-8.06 AWARD TO LOWEST RESPONSIBLE BIDDER
- 2-8.07 REJECTION OF BIDS
- 2-8.08 NEW CONSTRUCTION \$35,000 OR LESS
- 2-8.09 MAINTENANCE, REPLACEMENT OR REPAIR PROJECTS OVER \$10,000
- 2-8.10 LIST OF QUALIFIED CONTRACTORS FOR INFORMAL BIDS
- 2-8.11 REQUEST FOR INFORMAL BIDS
- 2-8.12 SELECTION OF CONTRACTORS
- 2-8.13 ACCEPTANCE OF COST ESTIMATES
- 2-8.14 ROUTINE AND ONGOING SERVICE CONTRACTS
- 2.8.15 EMERGENCIES

“Section 2. EFFECTIVE DATE. This ordinance shall become effective 30 days from the date of its adoption.

“Section 3. SEVERANCE. Should any portion of this ordinance be declared by court or tribunal of competent jurisdiction to be unconstitutional, invalid or beyond the authority of the City, such decision shall not effect the validity of the remainder of the ordinance, which shall continue in full force and effect, provided that the remainder of the ordinance absent the excised portion, can be reasonably interpreted to give effect to the intentions of the City Council.”

Introduced at a regular meeting of the Hayward City Council held December 16, 2003, the above-entitled ordinance was introduced by Council Member Hilson.

This ordinance will be considered for adoption at the next meeting of the Hayward City Council, to be held on January 6, 2004, at 8:00 p.m., in the Council Chambers, 777 B Street, Hayward, California. The full text of this ordinance is available for examination by the public in the Office of the City Clerk.

DATED: December 27, 2003

Angelina Reyes
City Clerk of the City of Hayward